



Paper No. 14

ROBERT BUCKLEY
PATENT ATTORNEY
PO BOX 2520
MENLO PARK CA 94026-2520

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MAR 04 2003

OFFICE OF PETITIONS

In Application of :
Sharif, et al. :
Application No. 09/902,986 : DECISION ACCORDING STATUS
Filed: July 11, 2001 : UNDER 37 CFR 1.47(a)
Attorney Docket No. UNIQA-PPA2 :
Title: WEB BROWSER IMPLEMENTED IN :
AN INTERNET APPLIANCE :

This is in response to the "Renewed Petition Under 37 CFR 1.47(a), and Request for 2-Month Extension of Time to Respond", filed January 14, 2003.

The renewed petition under 37 CFR 1.47(a) is **GRANTED**.

The above-identified application was filed on July 11, 2001. On August 24, 2001, petitioner was mailed a "Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted," requiring an executed oath or declaration and a surcharge for its late filing. This Notice set a two-month period for reply.

On January 24, 2002, petitioner filed a petition under 37 CFR 1.47 and paid the surcharge for late filing of the declaration. To make timely this reply, applicant obtained a two month extension of time. Accompanying the petition was a declaration by April Yin, detailing the facts concerning co-inventors Bremsteller's, Knapp's, and Ivey's refusal to sign the declaration.

However, this petition was dismissed in a decision mailed on April 17, 2002, because with respect to Ivy, no copy of Ivy's written refusal (mentioned in the petition) was supplied as required by MPEP 409.03(d). Petitioner was successful in meeting the requirements of a grantable petition under 37 CFR 1.47(a) with respect to non-signing inventors Bremsteller and Knapp.

Petitioner demonstrated that copies of the application papers were submitted to these two inventors, and that as of the date of the decision, no executed oath or declaration from them had been received.

On renewed petition filed July 22, 2002, petitioner supplied a declaration executed by inventor Ivey. Therefore, petitioner argued that the issues raised in the April 17, 2002 dismissal are now moot. However, this petition was dismissed in a decision mailed on September 12, 2002. It was determined that petitioner failed to submit a declaration in compliance with 37 CFR 1.63 with respect to Ivey.

In the instant renewed petition, made timely by including a Certificate of Mailing dated January 9, 2003, petitioner's arguments are considered persuasive. The declarations filed January 24 and July 22, 2002 and the petitions filed January 24 and July 22, 2002 and January 14, 2003 have been reviewed and found to be in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in 37 CFR 1.47(c), this Office will forward notice of this application's filing to non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

The application file is being forwarded to the Office of Initial Patent Examination for pre-examination processing.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-0272.



Cliff Congo
Petitions Attorney
Office of Petitions



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

JOHN BREMSTELLER
3020 COUNTRY SQUARE
SUITE 2126
CARROLLTON TX 75006

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OFFICE OF PETITIONS

In re Application of
Imran Sharif, John Bremsteller,
Glen Edward Ivey, and William
Knapp
Application No. 09/902,986
Filed: July 11, 2001
Title: WEB BROWSER IMPLEMENTED IN AN
INTERNET APPLIANCE

LETTER

Dear Mr. Bremsteller:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 USC 116 and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, agent of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Cliff Congo at (703) 305-0272. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to the Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Cliff Congo
Petitions Attorney
Office of Petitions

Robert Buckley
462 North M Street
Livermore, California 94551-2828
(925)447-4990